

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

HENRY J. BUNCH

PLAINTIFF

v.

Civil No. 06-5220

SCOTT CRAIG, Cherokee Nation  
Federal Marshal's Office; SUPERVISOR  
JOHN DOE, Cherokee Nation Federal  
Marshal's Office; CHAD SMITH, Chief,  
Cherokee Nation; RICK HOYT,  
Chief of Police, Fayetteville,  
Arkansas; ROBERT ALLEN RILEY,  
Fayetteville Police Department;  
JEREMY B. GRAMMAR, Fayetteville Police  
Department; CHRISTOPHER D. MOAD,  
Fayetteville Police Department;  
THOMAS E. REED, Fayetteville Police  
Department; DEREK F. KRAUSE, Fayetteville  
Police Department; NATHANIEL R. COY,  
Fayetteville Police Department; and  
JANET E. MACRI, Fayetteville Police  
Department

DEFENDANTS

O R D E R

Now on this 2nd day of April, 2007, comes on for consideration the **Magistrate Judge's Report and Recommendation** (document #8, filed March 1, 2007) and plaintiff's **Motion for Written Objections Pursuant to 28 U.S.C. § 636(b)(1)** (document #10, filed March 22, 2007). The Court, being well and sufficiently advised finds that plaintiff's objections offer neither law nor fact requiring departure from the Report and Recommendation and the same should be, and it hereby is, adopted *in toto*.

**IT IS THEREFORE ORDERED** that the **Magistrate Judge's Report And Recommendation (document #8)** is adopted *in toto*.

IT IS FURTHER ORDERED that, for the reasons stated in the Magistrate Judge's Report and Recommendation, the following claims are hereby dismissed: (1) all claims against Scott Craig, Cherokee Nation Federal Marshal's Office; (2) all claims against Supervisor John Doe, Cherokee Nation Federal Marshal's Office; (3) all claims against Chad Smith, Chief of the Cherokee Nation; and (4) all claims against Rick Hoyt, Chief of Police, Fayetteville Police Department.

This case is referred back to Hon. James R. Marschewski for further Report and Recommendation regarding the remaining defendants.

IT IS SO ORDERED.

/s/Jimm Larry Hendren  
HON. JIMM LARRY HENDREN  
UNITED STATES DISTRICT JUDGE